

Board of Legal Document Preparers

Arizona State Courts Building
1501 West Washington Street
Phoenix, Arizona 85007



September 23, 2013
Time: 10:00 a.m.
Hearing Room 109

Approved Regular Meeting Minutes

MEMBER ATTENDANCE:

Present

Mary Carlton
Paul Friedman

Telephonically Present:

Jerry Thomas
Cheri Clark
Deborah Colon-Mateo
Judge Samuel Myers
Pamela Milburn
Becky Nilsen
Debbie Young
Mary Jo Randall

Absent:

Bonnie Matheson

OTHER ATTENDEES

AOC Staff:

Mark Wilson
Debbie MacDougall
Kimberly Siddall
Pasquale Fontana
Michelle Martinez
Linda Grau
Michelle Jackson

Guests:

CALL TO ORDER

Called to Order By:

Mary Carlton, Chair

Time: 10:00 a.m.

1) REVIEW AND APPROVAL OF MEETING MINUTES

Individuals Addressing the Board:

Mary Carlton, Chair

I-A: Review, discussion, and possible action regarding approval of the regular session minutes of the meeting of July 22, 2013.

Discussion: None

Motion: Move to approve with corrections as stated.

Motion Proposals: First Paul Friedman
Second Becky Nilsen

Motion Results: Pass

2) REVIEW OF PENDING COMPLAINTS

Individuals Addressing the Board:

Linda Grau

2-A: *Review, discussion and possible action regarding certificate holder complaints:*

Complaint Number 09-L058 – Dar-Liens, LLC dba Ashley Renee Enterprises

Complaint Number 12-L021 – Titan Lien Services, Inc.

Complaint Number 09-L054 – Lillian Stephens-Murray

Complaint Number 09-L057 – Mark Applegate

Complaint Number 12-L047 – Out of Court Solutions

Complaint Number 12-L015 – Aldo Castenada

Complaint Number 13-L014 – Calah Thomas and Farnsworth & Thomas, LLC

Complaint Number 09-L090 – Preliminary Notice Company, LLC

Complaint Number 09-L091 – Continental Recovery Services

Complaint Number 11-L033 – Scottsdale Condominium Management, Inc.

Complaint Number 09-L065 – Asset Research Services, Inc.

Complaint Number 12-L011 – George Preston Parker

Discussion: *Complaint Number 09-L058 – Dar-Liens, LLC dba Ashley Renee Enterprises*

Motion: Move to dismiss complaint.

Motion Proposals: First Paul Friedman
Second Becky Nilsen

Motion Results: Pass

Discussion: *Complaint Number 12-L021 – Titan Lien Services, Inc.*

Motion: Move to dismiss the complaint.

Motion Proposals: First Paul Friedman
Second Becky Nilsen

Motion Results: Pass

Discussion: *Complaint Number 09-L054 – Lillian Stephens-Murray*

Motion: Move to dismiss Allegation 1 and issue a Letter of Concern as to Allegation 2.

Motion Proposals: First Paul Friedman
Second Becky Nilsen

Motion Results: Pass

Discussion: *Complaint Number 09-L057 – Mark Applegate*

Motion: Move to dismiss Allegation 1 and issue a Letter of Concern as to Allegations 2 and 3.

Motion Proposals: First Paul Friedman
Second Becky Nilsen

Motion Results: Pass

Discussion: *Complaint Number 12-L047 – Out of Court Solutions*

Motion: Move to dismiss Allegations 1 and 2 and issue a Letter of Concern as to Allegation 3.

Motion Proposals: First Paul Friedman
Second Becky Nilsen

Motion Results: Pass

Discussion: *Complaint Number 12-L015 – Aldo Castenada*

Motion: Move to dismiss complaint.

Motion Proposals: First Paul Friedman
Second Becky Nilsen

Motion Results: Pass

Discussion: *Complaint Number 13-L014 – Calah Thomas and Farnsworth & Thomas, LLC*

Motion: Move to accept staff’s recommendation and enter into a consent agreement and refer this matter as it pertains to Thomas’ notary commission, to the Arizona Secretary of State for review.

Motion Proposals: First Paul Friedman
Second Becky Nilsen

Motion Results: Pass

Discussion: *Complaint Number 09-L090 – Preliminary Notice Company, LLC*

Motion: Move to dismiss complaint.

Motion Proposals: First Paul Friedman
Second Becky Nilsen

Motion Results: Pass

Discussion: *Complaint Number 09-L091 – Continental Recovery Services*

Motion: Move to dismiss Allegation 1 and issue a Letter of Concern as to Allegation 2.

Motion Proposals: First Paul Friedman
Second Becky Nilsen

Motion Results: Pass

Discussion: *Complaint Number 11-L033 – Scottsdale Condominium Management, Inc.*

Motion: Move to dismiss Allegation 1 and issue a Letter of Concern as to Allegation 2.

Motion Proposals: First Paul Friedman
Second Becky Nilsen

Motion Results: Pass

Discussion: *Complaint Number 09-L065 – Asset Research Services, Inc.*

Motion: Move to dismiss Allegation 1 and issue a Letter of Concern as to Allegation 2.

Motion Proposals: First Paul Friedman
Second Becky Nilsen

Motion Results: Pass

Discussion: *Complaint Number 12-L011 – George Preston Parker*

Motion: Move to dismiss complaint.

Motion Proposals: First Paul Friedman
Second Becky Nilsen

Motion Results: Pass
Recusal Linda Grau

2- B: *Review, discussion and possible action regarding Hearing Officer William O’Neil’s Recommendation Report regarding Susan Fuquay and complaint number 12-L045.*

Discussion: *Complaint number 12-L045*

Motion: Move to accept staff’s recommendation and authorize the Chair to sign the Final Order on behalf of the full Board.

Motion Proposals: First Paul Friedman
Second Becky Nilsen

Motion Results: Pass

3) ADMINISTRATIVE ISSUES

Individuals Addressing the Board: Mark Wilson

3-A: *Update regarding complaints processed by diversion pursuant to Administrative order 2012-83.*

Discussion: One complaint processed by diversion was reported to the Board.

4) INITIAL CERTIFICATION APPLICATIONS

Individuals Addressing the Board: Kimberly Siddall

4-A: *Review, discussion and possible action regarding the following pending applications for the 2013-2015 standard certification period:*

Douglas Nebel
Susana Salas
Simental Documents LLC (Sandra Simental Garcia)

Thanhtam Phan
Amelia Mora
Jessica Ray
AALL Immigration Services (Jessica Ray)
Prescott Tax & Paralegal LLC (Arlene Rheinfelder)
Kortsen Legal Document Preparation LLC (Mary Kortsen)
Deborah Yoder
Tanya Giordan
Tamara Hirsch
Michael Logan

Discussion: Douglas Nebel

Motion: Move to grant initial certification.

Motion Proposals: First Paul Friedman
Second Becky Nilsen

Motion Results: Pass

Discussion: Susana Salas

Motion: Move to grant initial certification.

Motion Proposals: First Paul Friedman
Second Becky Nilsen

Motion Results: Pass

Discussion: Simental Documents, LLC (Sandra Simental Garcia)

Motion: Move to grant initial certification.

Motion Proposals: First Paul Friedman
Second Becky Nilsen

Motion Results: Pass

Discussion: Thanhtam Phan

Motion: Move to grant initial certification.

Motion Proposals: First Paul Friedman
Second Becky Nilsen

Motion Results: Pass

Discussion: Amelia Mora

Motion: Move to grant initial certification and have the applicant attend the November board meeting for purposes of discussing her application.

Motion Proposals: First Paul Friedman
Second Becky Nilsen

Motion Results: Pass

Discussion: Jessica Ray

Motion: Move to grant initial certification.

Motion Proposals: First Paul Friedman
Second Becky Nilsen

Motion Results: Pass

Discussion: AALL Immigration Services (Jessica Ray)

Motion: Move to grant initial certification.

Motion Proposals: First Paul Friedman
Second Becky Nilsen

Motion Results: Pass

Discussion: Prescott Tax & Paralegal, LLC (Arlene Rheinfelder)

Motion: Move to grant initial certification.

Motion Proposals: First Becky Nilsen
Second Paul Friedman

Motion Results: Pass

Discussion: Kortsen Legal Document Preparation, LLC (Mary Kortsen)

Motion: Move to grant initial certification.

Motion Proposals: First Paul Friedman
Second Becky Nilsen

Motion Results: Pass

Discussion: Deborah Yoder

Motion: Move to grant initial certification.

Motion Proposals: First Paul Friedman
Second Becky Nilsen

Motion Results: Pass

Discussion: Tanya Giordan

Motion: Move to grant initial certification.

Motion Proposals: First Paul Friedman
Second Becky Nilsen

Motion Results: Pass

Discussion: Tamara Hirsch

Motion: Move to grant initial certification.

Motion Proposals: First Paul Friedman
Second Mary Carlton

Motion Results: Pass

Discussion: Michael Logan

Motion: Move to deny certification.

Motion Proposals: First Paul Friedman
Second Becky Nilsen

Motion Results: Pass
Recusal Pamela Milburn

4-B: *Review of Business Entity Exemption Requests for the 2013-2015 certification period:*

Discussion: Assisted Document Solutions, PLLC (Kari Kirk)

Motion: Move to grant Business Entity Exemption Request to Assisted Document Solutions, PLLC (Kari Kirk).

Motion Proposals: First Paul Friedman
Second Mary Carlton

Motion Results: Pass

CALL TO THE PUBLIC

Mary Carlton, Chair

Michael Logan

ADJOURNMENT

Mary Carlton, Chair

Motion: Move to adjourn.

Motion Proposals: First Paul Friedman
Second Becky Nilsen

Motion Results: Pass

Time: 10:58 a.m.